IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

WP(C).No. 4239 of 2004(D)

PETITIONER:

MINI THOMAS, HIGH SCHOOL ASSISTANT (MALAYALAM), ST.MARY'S GIRLS HIGH SCHOOL, CHERTHALA, ALAPPUZHA DISTRICT.

BY ADV. SRI.V.P.SUKUMAR

RESPONDENTS:

1. **THE UNIVERSITY OF KERALA, THIRUVANANTHAPURAM, REPRESENTED BY ITS REGISTRAR.**
2. **THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, HIGHER EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**
3. **THE DIRECTOR OF HIGHER SECONDARY EDUCATION, THIRUVANANTHAPURAM.**
4. **WMT. LISSA KURIAN, TEACHER, HOLY FAMILY HIGHER SECONDARY SCHOOL, CHERTHALA.**

BY ADV. SRI.M.K.CHANDRAMOHAN DAS,SC,KERALA UTY.
SRI.KURIAN ANTONY EDASSERY
SMT.ANN EMIL JOSEPH
SRI.S.GOPAKUMARAN NAIR, SC KERALA UTY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.C NO.4239/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE B.A. DEGREE CERTIFICATE DT.1.6.96 ISSUED TO THE 4TH RESPONDENT BY THE 1ST RESPONDENT.

EXT.P2:- COPY OF THE B.Ed. DEGREE CERTIFICATE DT.3.12.97 ISSUED TO THE 4TH RESPONDENT BY THE 1ST RESPONDENT.

EXT.P3:- COPY OF THE M.A.DEGREE CERTIFICATE DT.12.12.99 ISSUED TO THE 4TH RESPONDENT BY THE 1ST RESPONDENT.

EXT.P4:- COPY OF THE REPRESENTATION DT.30.12.2000 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

EXT.P5:- COPY OF THE LETTER DT.14.8.02 RECEIVED BY THE PETITIONER FROM THE 2ND RESPONDENT.

EXT.P6:- COPY OF THE REPRESENTATION DT.18.10.02 SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.

EXT.P7:- COPY OF THE LETTER DT.26.8.03 RECEIVED BY THE PETITIONER FROM THE 2ND RESPONDENT.

EXT.P8:- COPY OF THE SRO NO.165/77 DT.9.2.1977.

EXT.P9:- COPY OF THE PRESS RELEASE OF THE 1ST RESPONDENT PUBLISHED IN MALAYALA MANORAMA DAILY DT.27.4.02.

/TRUE COPY/

tss

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 4239 of 2004

Dated, this the 20th day of February, 2007

J U D G M E N T

Petitioner is challenging the award of M.A degree to the fourth respondent and similar other students who were allowed to write the first year M.A Examination without completing full year of the course study. However, the learned counsel for the fourth respondent and the learned Standing Counsel for the University submitted that the fourth respondent wrote the M.A Examination after registering as a Private student and not after undergoing course study, which only requires minimum number of attendance in an academic year for making her eligible for writing examination. The fourth respondent completed B.Ed course during the year 1995-96 and was allowed to register for M.A Course as a private student after completion of B.Ed Course. It is reported that the fourth respondent had written the B.Ed Examination and result was also published in November 2006. In the circumstance, I do not think that there is any irregular or

illegal action, in the part of the Vice Chancellor, in permitting the 4th respondent and other students, to write the first year M.A Examination held in April 2007 after allowing them to register in November 2006. In the circumstance, this writ petition fails and it is dismissed.

(C.N.RAMACHANDRAN NAIR, JUDGE.)

jg